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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON

7 UNITED STATES OF AMERICA,)
8) Case No. 2:17-CR-0185-TOR
9 Plaintiff,)
10 vs.) Protective Order for Minors and
11) Order Re: Compliance with 18
12 JAMES ANDREW JOY,)
13) U.S.C. § 3509(d)
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IT IS HEREBY ORDERED, that the privacy protection measures mandated by 18 U.S.C. § 3509(d), when a case involves a person under the age of eighteen years who is alleged to be a victim of a crime of sexual exploitation, or a witness to a crime committed against another person, apply to this case, thus;

IT IS FURTHER ORDERED that all persons acting in this case in a capacity described in 18 U.S.C. § 3509(d)(1)(B), shall follow and abide by the privacy protections of 18 U.S.C. § 3509(d)(1) and (2) as follows:

(d) Privacy protection.--

(1) Confidentiality of information.—

(A) A person acting in a capacity described in subparagraph (B) in connection with a criminal proceeding shall--

(i) keep all documents that disclose the name or any other information concerning a child in

1 a secure place to which no person who does
2 not have reason to know their contents has
3 access; and

- 4 (ii) disclose documents described in clause (i) or
5 the information in them that concerns a child
6 only to persons who, by reason of their
7 participation in the proceeding, have reason
8 to know such information.

9 (B) Subparagraph (A) applies to--

- 10 (i) all employees of the Government connected
11 with the case, including employees of the
12 Department of Justice, any law enforcement
13 agency involved in the case, and any person
14 hired by the Government to provide
15 assistance in the proceeding;

- 16 (ii) employees of the court;

- 17 (iii) the defendant and employees of the
18 defendant, including the attorney for the
19 defendant and persons hired by the
20 defendant or the attorney for the defendant
21 to provide assistance in the proceeding; and

- 22 (iv) members of the jury.

23 (2) Filing under seal.--All papers to be filed in court that
24 disclose the name of or any other information concerning
25 a child shall be filed under seal without necessity of
26 obtaining a court order. The person who makes the filing
27 shall submit to the clerk of the court--

28 (A) the complete paper to be kept under seal; and

(B) the paper with the portions of it that disclose the
name of or other information concerning a child
redacted, to be placed in the public record.

1 IT IS FURTHER ORDERED that counsel shall remind all persons providing
2 assistance on this case of these obligations.


3 IT IS FURTHER ORDERED that any alleged minor victim will be referred to
4 either by initials or a pseudonym, whichever is agreed upon by counsel for the United
5 States and the Defendant. Counsel shall be consistent in their use of the identifier
6 selected. The parties shall prepare their witnesses and instruct them to refer to the
7 alleged minor victims only by using the agreed pseudonyms (e.g., "Jane Doe 1",
8 "Jane Doe 2" etc.) or initials, rather than their names, in opening statements and in
9 closing arguments.

10 IT IS FURTHER ORDERED that all personal information relating to any minor
11 victim shall be precluded from public disclosure.

12 IT IS SO ORDERED. The Clerk shall enter this Order and furnish copies to
13 counsel.

14 DATED October 31, 2017.




THOMAS O. RICE
Chief United States District Judge